

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
	:	
v.	:	DATE FILED: _____
	:	
BERNARD RAY, JR.	:	VIOLATION: 18 U.S.C. § 924(a)(1)(A)
	:	(False Statements-1 Count)
	:	Notice of Forfeiture

**INFORMATION**

**COUNT ONE**

THE UNITED STATES ATTORNEY CHARGES THAT:

AT ALL TIMES MATERIAL TO THIS INFORMATION:

1. Lou's of Upper Darby, Inc., 29 S. 69<sup>th</sup> Street, Upper Darby, Pennsylvania, possessed a federal firearms license ("FFL") and was authorized to deal in firearms under federal law.
  
2. South Philadelphia Archery & Gun Shop, 831-833 Ellsworth Street, Philadelphia, Pennsylvania, possessed an FFL and was authorized to deal in firearms under federal law.
  
3. Al's Rainbow Sporting Goods, 2037 Oregon Avenue, Philadelphia, Pennsylvania, possessed an FFL and was authorized to deal in firearms under federal law.
  
4. Suburban Armory, 1008 MacDade Boulevard, Collingdale, Pennsylvania, possessed an FFL and was authorized to deal in firearms under federal law.

5. South Philadelphia Gun Shop, 1144 South 9<sup>th</sup> Street, Philadelphia, Pennsylvania, possessed an FFL and was authorized to deal in firearms under federal law.

6. Gordon's Sporting Goods, 3048 West Chester Pike, Broomall, Pennsylvania, possessed an FFL and was authorized to deal in firearms under federal law.

7. FFL holders were licensed, among other things, to sell firearms and ammunition. Various rules and regulations promulgated under the authority of Title 18, United States Code, Chapter 44 (Sections 921-930), govern the manner in which an FFL holder may sell firearms and ammunition.

8. The rules and regulations governing FFL holders required that a person seeking to purchase a handgun fill out a "Firearms Transaction Record," ATF Form 4473. Part of the Form 4473 required that the prospective purchaser certify truthfully, subject to penalties of perjury, that he was the actual buyer of the firearm. The Form 4473 contained language warning that "[t]he federal firearms laws require that the individual filling out this form must be buying the firearm for [him]self or as a gift. Any individual who is not buying the firearm for himself/herself or as a gift, but who completes this form, violates the law."

9. FFL holders were required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder.

10. From on or about May 26, 2001, through on or about June 18, 2002, in the Eastern District of Pennsylvania, defendant

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knowingly made a false statement and representation with respect to the information required to be kept in the records of a federally licensed firearms dealer in connection with the acquisition of

16 firearms listed below, from the federally licensed firearms dealers listed below, in that the defendant falsely represented on ATF Forms 4473 that he was the actual buyer of the firearms described below, when in fact the defendant knew those representations to be false.

<b>DATE AND FFL</b>	<b>FIREARM PURCHASED</b>
May 26, 2001  Lou's of Upper Darby, Inc. 29 South 69 <sup>th</sup> Street, Upper Darby, Pennsylvania,	1 Intratec, Model AB-10, 9mm pistol, serial number A059604
June 11, 2001  South Philadelphia Archery & Gun Shop, 831-833 Ellsworth Street, Philadelphia, Pennsylvania	1 Glock, Model G-23, .40 caliber pistol, serial number DRY421US
July 5, 2001  South Philadelphia Archery & Gun Shop, 831-833 Ellsworth Street, Philadelphia, Pennsylvania	1 Glock, Model 19C, 9mm pistol, serial number ECB647US
July 11, 2001  Al's Rainbow Sporting Goods 2037 Oregon Avenue, Philadelphia, Pennsylvania	1 Ruger, Model KP95D, 9mm pistol, serial number 314-09692
July 13, 2001  Suburban Armory 1008 MacDade Boulevard, Collingdale, Pennsylvania	1 Taurus, Model PT140, .40 caliber pistol, serial number STG37949
August 1, 2001  South Philadelphia Gun Shop 1144 South 9 <sup>th</sup> Street, Philadelphia, Pennsylvania	1 Taurus, Model PT945, .45 caliber pistol, serial number NTE12791

<p>August 8, 2001</p> <p>Al's Rainbow Sporting Goods 2037 Oregon Avenue, Philadelphia, Pennsylvania</p>	<p>1 Daewoo, Model DP51, 9mm pistol, serial number 06272</p>
<p>October 13, 2001</p> <p>Firing Line, Inc 1532 South Front Street, Philadelphia, Pennsylvania</p>	<p>1 Ruger, Model KP95, 9mm pistol, serial number 314-38501</p>
<p>October 26, 2001</p> <p>Suburban Armory 1008 MacDade Boulevard, Collingdale, Pennsylvania</p>	<p>1 Ruger, Model KP95, 9mm pistol, serial number 314-90064</p>
<p>October 29, 2001</p> <p>Al's Rainbow Sporting Goods 2037 Oregon Avenue, Philadelphia, Pennsylvania</p>	<p>1 Ruger, Model KP95, 9mm pistol, serial number 314-21076</p>
<p>January 3, 2002</p> <p>Firing Line, Inc 1532 South Front Street, Philadelphia, Pennsylvania</p>	<p>1 Ruger, Model P95DC, 9mm pistol, serial number 314-63186</p>
<p>January 7, 2002</p> <p>Firing Line, Inc 1532 South Front Street, Philadelphia, Pennsylvania</p>	<p>1 Sig Sauer, Model 2340, .40 caliber pistol, serial number SP0048800</p>
<p>February 15, 2002</p> <p>Lou's of Upper Darby, Inc. 29 South 69<sup>th</sup> Street, Upper Darby, Pennsylvania,</p>	<p>1 Jennings, Model 59, 9mm pistol, serial number 1494683</p>

<p>May 29 2002</p> <p>Firing Line, Inc 1532 South Front Street, Philadelphia, Pennsylvania</p>	<p>1 Sig Sauer, Model 2340, .40 caliber pistol, serial number SP0034299</p>
<p>May 30, 2002</p> <p>Gordon's Sporting Goods 3048 West Chester Pike, Broomall, Pennsylvania</p>	<p>1 Glock, Model 27, .40 caliber pistol, serial number DUG104US</p>
<p>June 18, 2002</p> <p>South Philadelphia Gun Shop 1144 South 9<sup>th</sup> Street, Philadelphia, Pennsylvania</p>	<p>1 Ruger, Model P90, .45 caliber pistol, serial number 66229363</p>

In violation of Title 18, United States Code, Section 924(a)(1)(A).

## NOTICE OF FORFEITURE

1. As a result of the violation of Title 18, United States Code, Section 924(a)(1)(A), as set forth in Count One of this Information, defendant

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shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 924(d) and Title 28, United States Code Section 2461(c), all firearms involved in the commission of this offense, including, but not limited to:

- a. Intratec, Model AB-10, 9mm pistol, serial number A059604;
- b. Glock, Model G-23, .40 caliber pistol, serial number DRY421US;
- c. Glock, Model 19C, 9mm pistol, serial number ECB647US;
- d. Ruger, Model KP95D, 9mm pistol, serial number 314-09692;
- e. Taurus, Model PT140, .40 caliber pistol, serial number STG37949;
- f. Taurus, Model PT945, .45 caliber pistol, serial number NTE12791;
- g. Daewoo, Model DP51, 9mm pistol, serial number 06272;
- h. Ruger, Model KP95, 9mm pistol, serial number 314-38501;
- i. Ruger, Model KP95, 9mm pistol, serial number 314-90064;
- j. Ruger, Model KP95, 9mm pistol, serial number 314-21076;
- k. Ruger, Model P95DC, 9mm pistol, serial number 314-63186;
- l. Sig Sauer, Model 2340, .40 caliber pistol, serial number SP0048800;
- m. Jennings, Model 59, 9mm pistol, serial number 1494683;
- n. Sig Sauer, Model 2340, .40 caliber pistol, serial number SP0034299;
- o. Glock, Model 27, .40 caliber pistol, serial number DUG104US; and

p. Ruger, Model P90, .45 caliber pistol, serial number 66229363.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

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PATRICK L. MEEHAN  
United States Attorney